

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
MILWAUKEE DIVISION**

XU LUN, a pseudonym,

Plaintiff,

v.

MILWAUKEE ELECTRIC TOOL  
CORPORATION, and  
TECHTRONIC INDUSTRIES  
COMPANY LIMITED,

Defendants.

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Case No. 2:24-cv-00803-BHL

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**DEFENDANT MILWAUKEE ELECTRIC TOOL CORPORATION'S  
MOTION TO DISMISS**

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Defendant Milwaukee Electric Tool Corporation ("Milwaukee Tool") respectfully moves this Court to dismiss the Complaint (ECF No. 1) filed by Plaintiff, proceeding pseudonymously as Xu Lun, for failure to state a claim. In support of this Motion, Milwaukee Tool incorporates by reference and relies upon the arguments and authorities set forth in its concurrently filed Memorandum of Law in Support of its Motion to Dismiss.

WHEREFORE, Milwaukee Tool respectfully requests that the Court grant this Motion, dismiss the Complaint with prejudice, and grant such other and further relief as this Court deems just and necessary.

Dated: September 13, 2024

/s/ Paul J. Stockhausen

Paul J. Stockhausen

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## **CERTIFICATE OF SERVICE**

The undersigned certifies that on September 13, 2024, the foregoing Milwaukee Tool's Motion to Dismiss was electronically filed with the Clerk of Court using the CM/ECF system and thereby served on the following counsel of record:

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